IN THE HIGH COURT OF JUDICATURE AT BOMBAY

APPELLATE SIDE

CIVIL APPLICATION NO. 439 OF 2005
IN
SECOND APPEAL NO. 983 OF 2004

Office notes, office memoranda of Coram, appearances, Court's orders or directions and Registrar's orders.	Court's or Judge's orders.

CORAM : ABHAY S.OKA, J.

DATED : 15th April, 2005.

P.C.:

1. Heard the learned Advocates appearing for the parties. The Second Appeal is already admitted for final hearing. By this Civil Application, the Applicant seeks interim relief during the pendency of the Second Appeal. The Application is opposed by the Respondent by filing a reply.

2. A limited prayer is sought by the Applicant in this Civil Application in the form of injunction restraining the Respondent from creating third party interests in respect of the suit property. The said prayer deserves to be granted as the Second Appeal is pending for final hearing. Accordingly the Civil Application is granted in terms of prayer clause (a).

Judge.